

APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF
NEVADA HERETOFORE APPROPRIATED

Date of filing in State Engineer's Office AUG 11 2004

Returned to applicant for correction _____

Corrected application filed _____

Map filed MAR 30 2000 under 66229

The applicant **Nevada Water Fowl Association** hereby makes application for permission to change the **place of Use of a portion** of water heretofore appropriated under **United States of America v. Orr Ditch Co. in Equity No. A-3, Claim 3;**

1. The source of water is **Truckee and Carson Rivers**
2. The amount of water to be changed **16.44 AF (5.5 acres x 2.99 acre-feet per acre)**
3. The water to be used for **as decreed (Irrigation of wetlands)**
4. The water heretofore permitted for **as decreed**
5. The water is to be diverted at the following point **Lahontan Dam being within the SW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 33 T19N R26E M.D.B. & M.**
6. The existing permitted point of diversion is located within **No change**
7. Proposed place of use **see Attachment "A"**
8. Existing place of use **NW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 34, T. 19 N., R 28 E. M.D.B.&M. 5.5 acres TCID serial # 601 C-2 Please use map under 58056**
9. Use will be from **as decreed** to of each year.
10. Use was permitted from **as decreed** to of each year.
11. Description of proposed works **No new diversion or storage works on the Truckee River and Carson River will be constructed.**
12. Estimated cost of works **N/A**
13. Estimated time required to construct works **N/A**
14. Estimated time required to complete the application of water to beneficial use **10 years**
15. Remarks: **Applicant expressly reserves the right to transfer in a later proceeding: 1) 0.51 acre-feet per each of the 5.50 acres from which 2.99 acre-feet per acre to be transferred by this application**

By **Norman Saake**
s/ **Norman Saake**
P.O. Box 6240
Reno, Nevada 89513

Compared sc/sam lt/gkl

Protested _____

71556

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the place of use, of a portion, of the waters of the Truckee and Carson Rivers as set forth under the Newlands Reclamation Project rights, in the Truckee and Carson River final decrees, is issued subject to the terms and conditions imposed in said decrees and with the understanding that no other rights on the source will be affected by the change proposed herein.

This permit is expressly contingent on the payment of the operation and maintenance charges that are properly assessed and come due the same as if the water were still appurtenant to the agricultural land from which it is transferred, pursuant to NRS 533.370, subsection 1 (b).

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

(CONTINUED ON PAGE 3)

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 16.44 acre-feet as decreed.

Work must be prosecuted with reasonable diligence and be completed
on or before:
N/A

Proof of completion of work shall be filed on or before:
N/A

Water must be placed to beneficial use on or before:
October 7, 2010

Proof of the application of water to beneficial use shall be filed on or before:
November 7, 2010

Map in support of proof of beneficial use shall be filed on or before:
N/A

IN TESTIMONY WHEREOF, I, HUGH RICCI, P.E.,
State Engineer of Nevada, have hereunto set
my hand and the seal of my office,
this 7th day of October A.D. 2005


State Engineer

Completion of work filed June 25, 1998 under 62742

Proof of beneficial use filed _____

Cultural map filed N/A

Certificate No. _____ Issued _____

EXHIBIT A

PROPOSED PLACE OF USE
APPLICATION TO CHANGE NEWLANDS PROJECT WATER RIGHT

The proposed place of use is Carson Lake, consisting of lands within:

Township 16 North, Range 29 East

- tract 37;
- sec. 1, lots 3 to 6, inclusive, S1/2SW1/4, and SE1/4;
- sec. 2, lots 1, 2, and 5 to 10, inclusive, S1/2SE1/4;
- sec. 3, lots 3, 4, and 6 to 9, inclusive, S1/2NW1/4, SW1/4, and SE1/4;
- sec. 4, lots 1, 2, and 5 to 7, inclusive, NE1/4SW1/4, S1/2SW1/4, and SE1/4;
- sec. 5, lots 1 to 4, inclusive, S1/2SW1/4, and S1/2SE1/4;
- sec. 6, lots 1 to 3, inclusive, and lots 8, 11, 12, 14, and 17, S1/2SE1/4.

Township 17 North, Range 29 East

- tract 37;
- tract 38;
- tract 40;
- sec. 9, lots 4, 6, 8, and 10.
- sec. 19, lots 1 to 4, inclusive

Township 18 North, Range 29 East

- sec.35, S1/2SE1/4.

Township 16 North, Range 30 East

- sec. 5, lots 3 to 6, inclusive, and lots 11 and 12, SW1/4;
- sec. 6, lots 1 to 21, inclusive, and SE1/4.

Township 17 North, Range 30 East

- tract 37;
- sec. 5, lots 3 and 4, S1/2NW1/4 and SW1/4;
- sec. 6, lots 1 to 5, inclusive, and lots 9 to 12, inclusive, S1/2NE1/4, and SE1/4;
- sec. 7, lot 4, and lots 7 to 12, inclusive, NW1/4NE1/4, and E1/2NE1/4;
- sec. 8, W1/2;
- sec.17, W1/2;
- sec.18, lots 1 to 4, inclusive;
- sec.19, lot 1;
- sec.20, lots 1 to 4, inclusive, E1/2NW1/4, and E1/2SW1/4;
- sec.29, lots 1 to 4, inclusive, E1/2NW1/4, and E1/2SW1/4;
- sec.30, lot 1;
- sec.31, lots 1, 2, and 6 to 9, inclusive;
- sec.32, W1/2.